

CITY OF BELLEVUE  
CITY COUNCIL

Summary Minutes of Regular Session

February 2, 2015  
8:00 p.m.

Council Chamber  
Bellevue, Washington

PRESENT: Mayor Balducci, Deputy Mayor Wallace, and Councilmembers Chelminiak, Lee, Robertson, Robinson, and Stokes

ABSENT: None.

1. Call to Order

The meeting was called to order at 8:08 p.m., with Mayor Balducci presiding.

2. Roll Call, Flag Salute

All Councilmembers were present. Councilmember Lee led the flag salute.

3. Communications: Written and Oral

- (a) Alex Zimmerman, stating that he represents StandUP-America, said it is a conflict of interest for the Mayor to work for King County. He said America has many people in jail, as did the German Nazis. He referred to Bellevue residents as 130,000 idiots.

Mayor Balducci interjected that she would appreciate it if he did not refer to the residents of Bellevue as idiots.

Continuing, Mr. Zimmerman said Ms. Balducci is the director of the jail system, which he considers the most “dirty” department of County government. He compared the jail system to the Gestapo and KGB concentration camps. He asked Bellevue residents why they support the City’s “mafia” government.

Mayor Balducci clarified that she has not been the director of the King County jail system for more than a year, and as of today, she is no longer a County employee in any position.

4. Reports of Community Council, Boards and Commissions: None.

5. Report of the City Manager

City Manager Brad Miyake highlighted staff's good work in identifying and pursuing grants for the City's capital program. He noted that Agenda Items 8(e), 8(f) and 8(g) accept more than \$5 million in grant funding for transportation projects.

Deputy Mayor Wallace requested additional information on how the grant funding is reflected in the City's recently adopted Budget.

6. Council Business and New Initiatives

Councilmember Stokes said he and Councilmembers Robertson and Robinson attended the celebration of the purchase of the former doll museum building for the KidsQuest Museum. The museum will be a great addition to the adjacent library and open space.

Councilmember Robinson attended the Police Department promotion ceremony.

Councilmember Chelminiak attended the Trade Development Alliance Board meeting as well as the Committee to End Homelessness Board meeting in Olympia. As Council liaison, he attended the meeting of the Bellevue Convention Center Authority (BCCA) Board.

Councilmember Lee attended the multi-ethnic arts and culture showcase at Meydenbauer Center. He noted that the Chinese New Year is coming up on February 19 to welcome the Year of the Sheep. He attended the U.S. Conference of Mayors in Washington, D.C., where he also met with Congressman Adam Smith.

Mayor Balducci thanked Councilmember Lee for attending the U.S. Conference of Mayors on behalf of the City.

Ms. Balducci reported that she attended the meeting of the Puget Sound Regional Council (PSRC) Executive Board, which finalized the organization's legislative agenda for the year. She said she signed and sent a letter on behalf of the Council to the Eastside Rail Corridor group, which had invited Bellevue to be an associate member of the oversight group. Full members of that group are all owners of portions of land along the rail corridor, and the City does not own any of the land. Ms. Balducci said the letter accepts the associate membership and expresses the City's interest in working with the group to develop an interim trail.

Councilmember Stokes noted that he attended the morning session of the arts and culture event mentioned by Councilmember Lee.

7. Approval of the Agenda

→ Deputy Mayor Wallace moved to approve the agenda, and Councilmember Chelminiak seconded the motion.

→ The motion to approve the agenda carried by a vote of 7-0.

8. Consent Calendar

→ Deputy Mayor Wallace moved to approve the Consent Calendar, and Councilmember Chelminiak seconded the motion.

→ The motion to approve the Consent Calendar carried by a vote of 7-0, and the following items were approved:

- (a) Council Meeting Minutes  
Minutes of January 12, 2015 Extended Study Session  
Minutes of January 20, 2015 Special Meeting  
Minutes of January 20, 2015 Study Session  
Minutes of January 20, 2015 Regular
- (b) Resolution No. 8871 authorizing execution of a 2014-2016 successor labor agreement by and between the City and the Bellevue Police Support Guild for the contract period January 1, 2014 through December 31, 2016.
- (c) Resolution No. 8872 authorizing execution of a professional services agreement with RH2 Engineering, Inc. for engineering services, for the Pressure Reducing Valve (PRV) Replacement 2015 project, in the amount of \$97,344 (CIP Plan No. W-67).
- (d) Motion to award Bid No.14097 for PRV/Commercial Meter Vault & Lid Replacement 2015 to Absolute Construction, LLC, as the lowest responsible and responsive bidder in the amount of \$64,926.38 (CIP Plan Nos. W-67 and W-98).
- (e) Resolution No. 8873 authorizing execution of necessary grant agreements (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) to accept \$3,000,000 in federal Surface Transportation Program (STP) funding to support the design phase of NE Spring Boulevard (Zones 1 and 2) from 116th Avenue NE to 124th Avenue NE (CIP Plan Nos. PW-R-172 and PW-R-173).
- (f) Resolution No. 8874 authorizing execution of a grant agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) for acceptance of \$1,457,000 in federal Surface Transportation Program (STP) funding for the Richards Road/Lake Hills Connector Overlay project within the annual Overlay Program (CIP Plan No. PW-M-1).
- (g) Resolution No. 8875 authorizing: 1) Execution of a grant agreement (and supplements if necessary) with the Washington State Department of Transportation (WSDOT) to accept \$500,000 in federal Congestion Mitigation and Air Quality (CMAQ) funding to advance design and environmental work on the Mountains to Sound Greenway Trail (CIP Plan No. PW-W/B-78) at grade

segments between 150th Avenue SE and the Sunset Pedestrian Bridge; and 2) Execution of a grant agreement (and supplements if necessary) with WSDOT to accept \$296,000 in federal CMAQ funding to advance design and environmental work on the Mountains to Sound Greenway Trail (CIP Plan No. PW-W/B-78) flyover bridges of Factoria Boulevard and the I-90/I-405 interchange ramps.

- (h) Resolution No. 8876 relating to the South Bellevue annexation area of Eastgate, Hilltop, Tamara Hills and Horizon View, setting a new threshold amount for the State of Washington fiscal year July 2015 to June 2016; continuing a sales and use tax, as authorized by RCW 82.14.415 at the existing rate for such fiscal year; and authorizing certification of the City's true and actual costs to provide municipal services to the annexed area.

9. Public Hearings: None.

10. Land Use: None.

11. Other Ordinances, Resolutions and Motions

- (a) Resolution No. 8877 authorizing execution of an Interlocal Agreement (ILA) and a Memorandum of Agreement (MOA) with King County, the City of Seattle, Valley Communication (Valley Com) cities and Eastside Public Safety Communications Agency (EPSCA) cities for the replacement of the countywide Emergency Responder Radio System with a new system known as the Puget Sound Emergency Radio Network (PSERN).

Mr. Miyake recalled previous discussion on January 26 regarding the replacement of the countywide Emergency Responder Radio System with a new system known as the Puget Sound Emergency Radio Network (PSERN).

Interim Fire Chief Mark Risen noted that the packet materials did not address one previous question from the Council regarding the radio system's ability to survive a disaster. He said there is an engineering study to evaluate emergency power supply, earthquake construction, and resistance to wind or other weather-related events for all existing and future sites that are part of the radio network. Chief Risen said the new system will be an improvement built to updated standards.

Mayor Balducci said the Council is being asked to approve Resolution No. 8877, which authorizes the execution of an Interlocal Agreement and a Memorandum of Agreement with King County, the City of Seattle, Valley Communication (Valley Com) cities, and Eastside Public Safety Communications Agency (EPSCA) cities.

Councilmember Lee said he raised some questions during the previous Council discussion. He realizes that the project and budget are essential and that Bellevue's participation is necessary. However, it is a long-term commitment and he would like the region to continue to be vigilant in looking for new technology over time.

Councilmember Lee said he had a helpful conversation with Chief Risen. Mr. Lee said the City needs to recognize that we are responsible for the long-term benefit of technology. However, he believes that the current replacement technology is essentially the only option at this point.

Mr. Lee said he believes the project scope is correct, and he wants to be sure to look for alternatives in the future. He noted this is intended to be a 20-year system, but there is no guarantee that the vendor will be around for that time period. He observed that the proposed replacement system is the best available, but he hopes more options become available in the future.

Councilmember Stokes concurred that this appears to be the best system available, and there was a great deal of regional collaboration to come up with this plan and agreement. He said he heard a number of presentations on the system last year as a member of the King County Regional Policy Committee.

→ Councilmember Stokes moved to approve Resolution No. 8877, and Councilmember Robertson seconded the motion.

Responding to Councilmember Chelminiak, David Mendel, King County Project Director for the PSERN project, said the project is still under review by the King County Council and its Budget and Fiscal Management Committee. The next hearing before the committee is anticipated during the next couple of weeks. The issue will be forwarded to the King County Council by March 3 in order to be adopted in time to place the measure on the April 28 ballot. The Interlocal Agreement and Memorandum of Agreement covered by Resolution No. 8877 are also pending action by the King County Council.

Councilmember Chelminiak questioned whether the agreements would come back to the City again for approval if there are changes by the King County Council. Mr. Mendel said many of the cities have adopted the agreements substantially as to form, which allows some leeway to make minor changes. He said he was not certain which cities would have that authority. If the ballot measure is approved, the budget could be adjusted later as well.

Responding to Deputy Mayor Wallace, Mr. Mendel said he has briefed the King County Council and other committees many times over the years regarding the need for a new radio system. A number of alternatives have been analyzed throughout that process. The more recent legislative process addresses the funding measure proposal from the King County Executive, which has been the subject of further discussion with the County Council and individual Councilmembers. The King County Executive signed the contract with the system vendor following the Request for Proposal (RFP) process.

In further response to Mr. Wallace, Mr. Mendel confirmed that approving the Interlocal Agreement and MOA tonight does not reflect an endorsement by the City of the financial aspects of the project. Mr. Mendel said the King County Executive and County Council are responsible for negotiating and implementing the contract, and they are conducting extensive due diligence.

→ The motion carried by a vote of 7-0.

Mayor Balducci reiterated that this is not a Council endorsement of the ballot measure or the project funding. The City understands the importance of the radio system, which generally is more reliable in a disaster when landlines and cell systems fail.

12. Unfinished Business: None.

13. Continued Oral Communications

Bill Popp, an Enatai resident and consulting engineer, recalled that, the previous week, the Mayor noted the need to complete a developer agreement by late March for managing the light rail permitting process. He believes this is not a good idea because the developer agreement will not allow the Council or the public to weigh in on major issues affecting mitigation solutions as well as environmental and construction impacts.

Mr. Popp said a large amount of dirt will be removed for the South Bellevue light rail section through the Mercer Slough Nature Park, and this amount is three times as large as any alternative studied in the environmental impact statement (EIS) process. He expressed additional concerns about noise, visual blight, the potential for dewatering of the slough, and the high concrete wall along Bellevue Way and 112<sup>th</sup> Avenue SE. He noted that these issues were not addressed during the previous week's meeting. With a developer agreement in place, Mr. Popp said these activities will not be publicly noticed and will be out of the Council's control. He noted additional concerns about health and sleep impacts on residents.

14. New Business: None.

15. Executive Session: None.

16. Adjournment

At 8:51 p.m., Mayor Balducci declared the meeting adjourned.

Myrna L. Basich, MMC  
City Clerk

/kaw